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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR 21-00301 HSG
)	
Plaintiff,)	STIPULATION AND ORDER TO
)	EXCLUDE TIME UNDER THE SPEEDY
v.)	TRIAL ACT
)	
KARDELL NICHOLAS SMITH,)	
)	
Defendant.)	
)	
_____)	

On November 15, 2021, the parties appeared before the district court for their initial appearance before the district court. At the status conference the Court ordered that time be excluded, for the reasons stated on the record, including for effective preparation of counsel pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), between November 15, 2021 and November 24, 2021, which is the parties' next scheduled appearance for an anticipated change of plea. The Court ruled that time should be excluded during that time period to allow the defense counsel time to conduct further investigation and research and meet with the defendant to discuss her investigation and research and the anticipated resolution of this case. The Court asked the defendant individually if he

1 agreed that time should be excluded under the Speedy Trial Act for the reasons described on the
2 record and he agreed. With the agreement of the parties, the Court enters this order documenting the
3 exclusion of time under the Speedy Trial Act from November 15, 2021 through November 24, 2021.

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5 DATED: November 15, 2021

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7 Respectfully submitted,

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9 STEPHANIE M. HINDS
Acting United States Attorney

10
11 /s/ Joyce Leavitt
12 JOYCE LEAVITT
Attorney for Defendant


11 /s/ Thomas R. Green
12 THOMAS R. GREEN
Assistant United States Attorney

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16 **ORDER**

17 Based on the reasons provided in the stipulation of the parties and the reasons stated on the
18 record at the November 15, 2021 status conference, the Court orders that time is excluded from
19 Speedy Trial Act calculations from November 15, 2021 through November 24, 2021. Pursuant to 18
20 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), the Court finds a good cause basis to exclude time for effective
21 preparation of counsel and that the ends of justice served by excluding the above period of time
22 outweigh the best interest of the public and the defendant in speedy trial.

23 IT IS SO ORDERED.

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25 DATED: 11/23/2021

26 
HON. HAYWOOD S. GILLIAM, JR.
United States District Court Judge